

Message Text

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ACTION ACDA-12

INFO OCT-01 AF-10 ARA-10 EA-10 EUR-12 NEA-10 ISO-00
FEA-01 CIAE-00 INR-07 IO-13 L-03 NSAE-00 NSC-05
EB-08 NRC-05 OES-07 DODE-00 SS-15 SP-02 OIC-02
/133 W

-----000552 291819Z /50

R 291453Z NOV 77
FM AMEMBASSY VIENNA
TO SECSTATE WASHDC 4259
INFO RHEGWDC USDOE HQ WASHDC
USDOE HQ GERMANTOWN
AMEMBASSY BONN
AMEMBASSY BERN
AMEMBASSY ROME
AMEMBASSY TOKYO

C O N F I D E N T I A L VIENNA 10295

USIAEA

DEPT PASS IO/SCT

EO 11652: GDS
TAGS: AORG, PARM, TECH
SUBJECT: NPT EXPORTERS (ZANGGER) COMMITTEE: EXCHANGE OF NOTES
NOVEMBER 25, 1977)

REF: A) STATE 279797 (NOTAL), B) VIENNA 9752, (NOTAL)
(C) VIENNA 9072 (NOTAL),

SUMMARY: U.S. EXCHANGED NOTES NOVEMBER 25 WITH 15
OTHER MEMBERS OF SUBJECT COMMITTEE. DELIVERY OF
U.S. NOTES TO FIVE STATES, WHOSE NOTES WERE NOT IN
PRESCRIBED FORMAT, WAS HELD UP PENDING FURTHER
INSTRUCTIONS. ACTION REQUESTED: INSTRUCTIONS TO
MISSION ON FIVE NOTES IN QUESTION.END SUMMARY.
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1. EXCHANGE OF NOTES, DISCUSSED REFTELS, AMENDING
ZANGGER TRIGGER LIST IN ACCORDANCE WITH DRAFT NOTE
TRANSMITTED REF B, TOOK PLACE IN VIENNA NOVEMBER 25.
U.S. REP EXCHANGED NOTES, IDENTICAL IN ALL SUBSTANTIVE
ASPECTS WITH REPS OF 15 OTHER ZANGGER COMMITTEE MEMBERS
(AUSTRALIA, GDR, FINLAND, DENMARK, CZECHOSLOVAKIA,

IRELAND, LUXEMBOURG, USSR, U.K., NETHERLANDS, POLAND,
CANADA, SWEDEN, NORWAY, BELGIUM).

2. NOTES PRESENTED BY RESPS OF JAPAN, AUSTRIA, SWITZERLAND,
FRG AND ITALY CONTAINED ANOMALIES CONCERNING WHICH MISSION
REQUESTS FURTHER GUIDANCE BEFORE HANDLING OVER U.S. NOTE
TO THOSE REPS. AS DEPT WILL RECALL FROM REF C, AT
OCTOBER 4 MEETING OF ZANGGER COMMITTEE SEVERAL REPS
EXPRESSED RESERVATIONS REGARDING THE RELATION OF HEAVY
WATER PLANTS AND EQUIPMENT TO ARTICLE XXX III.2 OF NPT,
AND NOTED POSSIBILITY OF INCLUDING IN THEIR NOTES
WORDING WHICH WOULD, IN EFFECT, DISASSOCIATE THESE COMMODITIES
FROM NPT OBLIGATIONS. FIRST INDICATION THAT THIS COURSE
WOULD BE ADOPTED BY SOME WAS CONTAINED IN NOTE TO THAT
EFFECT, BY ITALIAN REP, DISTRIBUTED TO MEMBERS TWO DAYS
BEFORE MEETING.

3. NOTES DELIVERED BY REPS OF AUSTRIA AND JAPAN PRESENT,
WE BELIEVE, LITTLE PROBLEM FOR US, FOR BOTH CONTAIN
FOOTNOTES STATING, IN EFFECT, THAT IN OPINION OF THOSE
GOVERNMENTS, HEAVY WATER PLANTS AND EQUIPMENT DO NOT
FALL WITHIN SCOPE OF ARTICLE III.2 OF NPT. NOTES
DELIVERED BY REPS OF FRG, ITALY AND SWITZERLAND,
HOWEVER, STATE CATEGORICALLY IN BODY OF TEXT THAT
HEAVY WATER PLANTS AND EQUIPMENT QUOTE DO NOT FALL
WITHIN SCOPE OF ARTICLE III.2 OF NPT. UNQUOTE ALL
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THREE NOTES ALSO STATE THAT PRESENT AMENDMENTS QUOTE
SHALL NOT CREATE A PRECEDENT FOR ACCEPTANCE OF ANY
FURTHER AMENDMENT. UNQUOTE. MOREOVER, IN SEPARATE NOTE
TO SECRETARY OF ZANGGER COMMITTEE (ZC/(77)/32) FRG HAS
MADE ITS ACCEPTANCE CONDITIONAL QUOTE ON UNDERSTANDING
THAT IAEA IS CAPABLE OF APPLYING SAFEGUARDS TO HEAVY
WATER PRODUCTION PLANTS AND RELEVANT EQUIPMENT....UNQUOTE.
U.S. PARTICIPATION IN A NOTE EXCHANGE IN THESE THREE
CASES COULD BE TAKEN AS U.S. AGREEMENT, OR AT LEAST
ACQUIESCENCE, IN VIEWS EXPRESSED THEREIN.

4. WITH THESE CONSIDERATIONS IN MIND, U.S. REP AT
NOVEMBER 25 MEETING TOOK POSITION THAT WHILE HE WOULD
BE PLEASED ACCEPT FIVE NOTES DISCUSSED ABOVE AND
TO SEEK FURTHER INSTRUCTIONS, HE WAS PREPARED AT THAT
TIME TO EXCHANGE NOTES ONLY WITH REPS DELIVERING
NOTES IN PRESCRIBED FORMAT (TRANSMITTED REF B).

5. ORIGINALS OF TWENTY NOTES RECEIVED BEING POUCHED
DEPT. FOR IO/SCT.

6..WOULD APPRECIATE RECEIVING ASAP DEPT'S INSTRUCTIONS
REGARDING OUR RESPONSE TO FIVE NOTES IN QUESTION. STONE

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NNN

Message Attributes

Automatic Decaptioning: X
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Copy: SINGLE
Sent Date: 29-Nov-1977 12:00:00 am
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Disposition Approved on Date:
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Disposition Date: 22 May 2009
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Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Executive Order: GS
Errors: N/A
Expiration:
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